

DeMaria Law Firm, APC
Anthony N. DeMaria, #177894
ADemaria@demarialawfirm.com
1684 W. Shaw Ave. Suite 101
Fresno, California 93711
Telephone: (559) 206-2410
Facsimile: (559) 570-0126

Attorney for Defendant, Amador County Unified
School District,

Seth L. Goldstein
Law Offices of Seth L. Goldstein
2100 Garden Rd.
Ste H8
Monterey, CA 93940
Telephone: 831-372-9511
Fax: 831-372-9611
Email: slglawoffice@gmail.com
Lead-Counsel for Plaintiffs

Merit Bennett, Pro Hac Vice
mb@thebennettlawgroup.com
460 St. Michael's Drive, Suite 703
Santa Fe, New Mexico 87505
Telephone: (505) 983-9834
Fax: (505) 983-9836
Co-Counsel for Plaintiffs

Attorneys for Plaintiffs STACIA LANGLEY, et
al.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

**STACIA LANGLEY; ESTATE OF MAX
BENSON; DAVID BENSON; M.S., BY
AND THROUGH HIS NEXT FRIEND,
MELANIE STARK; MELANIE STARK;
E.D., BY AND THROUGH HIS NEXT
FRIENDS, ROBERT DARROUGH AND
KRISTIN COUGHLIN; ROBERT
DARROUGH; KRISTIN COUGHLIN;
D.Z., THROUGH HIS GUARDIAN AD
LITEM, REBECCA ESPINOZA ; LAURA
KINSER; S.D., BY AND THROUGH HIS
NEXT FRIEND, CHRISTOPHER DAVIS;
CHRISTOPHER DAVIS; J.P., BY AND
THROUGH HIS NEXT FRIEND.**

Case No. 2:20-cv-00635-TLN-KJN

**STIPULATION TO CONTINUE THE
RESPONSE DATE AFTER THE COURT
ISSUES AN ORDER LIFTING THE STAY
OF THE CASE; and ORDER**

Third Amended Complaint Filed: 04.30.21

Judge: Hon. Troy L. Nunley

1 **CHERILYN CALER; CHERILYN**
2 **CALER; H.K., BY AND THROUGH HIS**
3 **NEXT FRIEND, SUZANNE MULLER;**
4 **SUZANNE MULLER; AUSTIN**
5 **PETERSEN, THROUGH HIS GUARDIAN**
6 **AD LITEM, TIMOTHY PETERSEN;**

7
8 Plaintiffs,

9
10 v.

11 **GUIDING HANDS SCHOOL, INC.;**
12 **CALIFORNIA DEPARTMENT OF**
13 **EDUCATION; DAVIS JOINT UNIFIED**
14 **SCHOOL DISTRICT; YOLO COUNTY**
15 **SPECIAL EDUCATION LOCAL PLAN**
16 **AREA; YOLO COUNTY OFFICE OF**
17 **EDUCATION; JENNIFER GALAS;**
18 **PATRICK MCGREW; RILEY**
19 **CHESSMAN; SHARON HOLSTEGE;**
20 **CAROLYNNE BENO; ELK GROVE**
21 **UNIFIED SCHOOL DISTRICT; ELK**
22 **GROVE SELPA; DOUG PHILLIPS;**
23 **MARILYN DELGADO; FOLSOM**
24 **CORDOVA UNIFIED SCHOOL**
25 **DISTRICT; FOLSOM CORDOVA**
26 **SELPA; BETTY JO WESSINGER; KIM**
27 **TRIGUERO; MEGHAN MAGEE;**
28 **AMADOR COUNTY UNIFIED SCHOOL**
DISTRICT; AMY SLAVENSKY; MITZI
FAULKNER; ROCKLIN UNIFIED
SCHOOL DISTRICT; POLLOCK PINES
ELEMENTARY SCHOOL DISTRICT;
PAT ATKINS; LICIA MCDONALD;
STARANNE S. MEYERS; CINDY
KELLER; JENNIFER CHRISTENSON;
NIMA NARAN; KIMBERLY
WOHLWEND; BETTY MORGAN; JILL
WATSON; LINDA STEARN; MICHAEL
SMITH; MELANIE ALLEN; LE'MON
THOMAS; DAVID CHAMBERS; ANDRE
GATEWOOD; KIM DILLON; KRIS
LAYMON; AMANDA HINDS; ROBIN
SCHUMANN; ZACK MATLOCK; KYLE
MCCOY; SANDRA ROMANO; JENNIFER
JONES; MERILEE GODBOUT

Defendants.

IT IS HEREBY STIPULATED by and between Defendant, Amador County Unified
School District, and Plaintiffs STACIA LANGLEY; ESTATE OF MAX BENSON; DAVID

1 BENSON; M.S., BY AND THROUGH HIS NEXT FRIEND, MELANIE STARK; MELANIE
2 STARK; E.D., BY AND THROUGH HIS NEXT FRIENDS, ROBERT DARROUGH AND
3 KRISTIN COUGHLIN; ROBERT DARROUGH; KRISTIN COUGHLIN; D.Z., THROUGH HIS
4 GUARDIAN AD LITEM, REBECCA ESPINOZA; LAURA KINSER; S.D., BY AND THROUGH
5 HIS NEXT FRIEND, CHRISTOPHER DAVIS; CHRISTOPHER DAVIS; J.P., BY AND
6 THROUGH HIS NEXT FRIEND, CHERILYN CALER; CHERILYN CALER; H.K., BY AND
7 THROUGH HIS NEXT FRIEND, SUZANNE MULLER; SUZANNE MULLER; AUSTIN
8 PETERSEN, THROUGH HIS GUARDIAN AD LITEM, TIMOTHY PETERSEN ("Plaintiffs"),
9 that:

10 1. Plaintiffs has served Defendant, ACUSD, with the Third Amended Complaint filed
11 in the above-entitled action;

12 2. On March 1, 2022, this Court issued an order staying the proceedings as to all parties,
13 pending completion of the concurrent criminal proceedings.

14 3. As of the date of service of the Third Amended Complaint on November 22, 2022,
15 and as of the filing of this stipulation, the Court did not lift the stay.

16 4. The parties have stipulated and agreed that Defendant, ACUSD, shall not be required
17 to answer or file a responsive pleading to the Third Amended Complaint until 21 days after the stay
18 of this matter is lifted by the Court.

19 5. Additionally, the parties have stipulated and agreed that Defendant shall be deemed
20 served with the Third Amended Complaint after the Court issues an order lifting the stay in this
21 matter.

22 THEREFORE, the parties hereby agree to the following:

23 Defendant, ACUSD, will be deemed served with the Third Amended Complaint after the
24 Court issues an order to lift the stay in this matter. Defendant will be required to file a responsive
25 pleading to the Plaintiffs' Third Amended Complaint within 21 days after the stay of this matter is
26 lifted by the Court.

27 **IT IS SO STIPULATED.**

1 Dated: December 5, 2022

DeMaria Law Firm, APC

2
3 By: /s/ Anthony N. DeMaria
4 Anthony N. DeMaria
5 Attorneys for Defendant, Amador County Unified
6 School District,
7

8 Dated: December 7, 2022

9
10 By: /s/ Seth L. Goldstein
11 Seth L. Goldstein
12 Attorney for Plaintiffs STACIA LANGLEY, et al.
13

14 Dated: December 7, 2022

15
16 By: /s/ Merit Bennett
17 Merit Bennett
18 Attorney for Plaintiffs STACIA LANGLEY, et al.
19
20
21
22
23
24
25
26
27
28

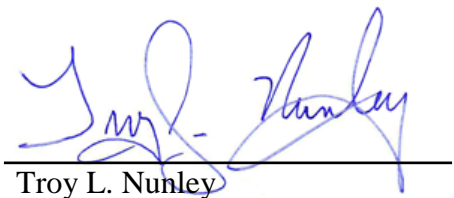
ORDER

As based upon the stipulation of counsel, the current order to stay the case, and good cause, appearing therefore, the Court hereby GRANTS the parties' stipulation and Orders as follows:

1. Defendant, Amador County Unified School District, shall have it's time to respond to the Third Amended Complaint until after the current stay is lifted by the Court.

2. Defendant, Amador County Unified School District, shall be required to file a responsive pleading to the Plaintiffs' Third Amended Complaint within 21 days after the date the Court orders the stay lifted in this case.

DATED: December 8, 2022



Troy L. Nunley
United States District Judge